IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 25th day of November 2003
Criminal Misc. Bail Application No.1079/2003
Order on the bail application of accused.

CRIMINAL SIDE

1. Bishamber Dayal S/o Sri Kesar Singh,
   R/o village Bilkhet,
   Patti Maniyarseun (West)
   Tehsil Pauri
   District Pauri Garhwal
2. Chandra Dayal S/o Sri Kesar Singh
   R/o village Bilkhet,
   Patti Maniyarseun (West)
   Tehsil Pauri
   District Pauri Garhwal .....Applicant.

Versus

State of Uttaranchal ..Opposite party.

Arising out of case crime No. 3/2003
U/S 302 I.P.C.
P.S. Patti West Maniyarseun-3
Tehsil Pauri,
District Pauri Garhwal

By the court

Hon'ble Irshad Hussain J.

Heard Sri G.S.Negi and Sri L.K.Tiwari, learned counsel for the applicant and learned A.G.A. for the State.

There is no direct evidence in the case. No external injuries were found on the person of the victim and as per the post mortem report death was caused due to burn. There is also no allegation of any harassment or illtreatment in connection with dowry demand. Considering these aspect the bail application is allowed.

The applicant-accused Bishamber Dayal and Chandra Dayal shall be released in crime No. 3/2003 under section 302 I.P.C., P.S. West Maniyarseun-3, Tehsil Pauri, District Pauri Garhwal on their executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M., Pauri Garhwal.

(Irshad Hussain J.)

Dated: 25.11.2003
ISB